

**ARIZONA DEPARTMENT OF CORRECTIONS  
INSPECTOR GENERAL'S BUREAU**

**MEMORANDUM**

**TO:** Ernie Trujillo, Northern Region Operations Director

**THROUGH:** Greg Lauchner, Inspector General

**FROM:** Bill Dziadura, Northern Region Investigation Manager

**DATE:** July 16, 2015

**SUBJECT:** ASP-Kingman/Cerbat Unit

On 07/01/2015, the Cerbat Unit of the ASP-Kingman erupted with inmate assaults on staff and criminal damage to property. Then on 07/02/15, and again on 07/04/15, inmates at the Hualapai Unit engaged extensively in damaging prison property. These incidents caused Investigators from the Inspector General's Office to respond to identify criminal acts and hold committing parties responsible.

During the interview process, investigators sought out information about potential causative factors and perceived problems and conflicts about Management Training Corporation (MTC) practices/operations that might relate to the three incidents. Investigators interviewed or attempted to interview approximately 900 inmates (Kingman facility, Red Rock, and Pinal County). About 14% percent of the inmates provided information in varying amounts and detail. The remaining inmates either had no relevant information or refused to talk (Note: There were numerous inmates that were not willing to leave their cells). Additionally, there was about 85 staff interviews conducted. A summary of the most pertinent issues or concerns is summarized as follows:

**Staff Interviews**

- Inadequate training was an issue for several officers. Officers attend a five week academy which runs five days a week, twelve hours a day. Staff expressed one area of training which is inadequate relates to the proper completion of documentation; i.e. information reports, disciplinary citations, etc. Many said they don't know how to complete these forms of documentation or have knowledge of the processes associated with them.
- Many officers noted their training lacks an adequate foundation of the fundamentals of cultural diversity and interpersonal communications. Some staff indicated they themselves find it is difficult to communicate effectively with inmates and also point out they have observed other officers having these same communication issues. One officer said that the training provided by MTC would not meet Arizona Department of Corrections (ADC) standards.
- There are staff who feel that MTC leadership favors inmates over them. For example,

when inmates in a dorm have an issue with the posted officer or what he is doing as it affects them, they confront the officer in a group (depicted by staff as, "Grouped On."), demand to speak with a supervisor and the end result is the inmates achieve their goal and often times the officer is reassigned to another location. This diminishes the officer credibility/authority.

- High officer turnover was depicted as an issue as it relates to consistency in the performance of job functions from one staff member to another. Staff advised that often times newly graduated staff is placed with other staff with very minimal time in service or experience for their on-the-job training period.
- Staff is required to work a considerable amount of overtime; resulting in exhaustion; which in turn has potential adverse effects on their mood/temperament, as well as, diminishing their alertness, and capacity to perform effectively. There was one female officer who was spoken to on 07/12/15, who reported having just come off of a twenty-four hour shift.
- Many staff said that it is rare that they see supervisors or MTC administrators on the yards or visiting the buildings.
- Officers claim minimal communication occurs between themselves and supervisors/administrators as it relates to yard activities, inmate tensions/behaviors, and changes to operational requirements. Staff said that upon reporting to work, they go directly to their assigned post with no formal briefing to pass on important information in the areas cited. A phone briefing process was mentioned, but several staff say it is infrequent and usually lacks any significant information.
- Some staff reported they are either discouraged from, or told not to, write incident reports. Supervisors determine what documentation line officers will write. When documentation is completed it is most often done by the supervisors and depicts their view of the matter requiring attention. [Example: One officer said that when she has notified her supervisors about issues on the yard, they did not take it serious and when she asked if she should document the issue she is told no.]

[Observation: Upon reviewing documentation surrounding the incidents in question, I found very little detail supporting staff observations of the events or identification of persons involved in illicit activities. It wasn't until investigators began interviewing staff in the days following the events that staff began providing information which identified inmates involved in causing damage, inciting other inmates, or assaulting officers. For instance, six days after the Cerbat incident an officer was discovered that could identify four inmates that had assaulted staff. This officer didn't do an incident report because he believed another officer was documenting what he had observed; which was not the case.]

- There was staff who indicated that there are officers and supervisors who consistently address inmates in an unprofessional manner; both in private and with other inmates around. These officers said this behavior is breeding animosity between inmates and staff and when they address such behavior, nothing changes.
- Staff who have promoted to the supervisor ranks are not provided with any specialized training commensurate with the position.

- There was staff which made mention that they have been instructed to sign post logs for positions they did not work.

### **Inmate Interviews**

- Inmates cited staff inconsistency in rule enforcement as a matter of contention amongst the inmate population. They also depict that many of the disciplinary citations issued are petty in nature and could be resolved informally.

[Observation – In an outgoing inmate letter, an inmate writes, “ I had a sergeant yelling at me just today for wearing a hat outside the cafeteria. I chewed his ass! He ended up apologizing. I’ve been at this awhile you know + I’m not to be screwed with....I got hot with him though.” The inmate then goes on to write about how he is a cook in the kitchen and gets in trouble sometimes for drinking a lot of milk and that he responded by telling staff that its “part of the deal.” The sergeant reviewing this letter issued the inmate a disciplinary citation for threatening or intimidating. The ticket was issued without any investigation into the validity of the inmate’s words. This type of actions tends to support inmate assertions that there are issues with disciplinary matters.]

- They cited staff lacks the skills to effectively communicate with inmates.
- There are many staff that speak to inmates in a disrespectful fashion (profanity, demeaning tones, racial overtones); many times in the presence of other inmates.
- Several inmates cited there are many staff that are “heavy handed or badge happy,” who address inmates disrespectfully, write them up for petty issues, and use force when it is not necessary, or on occasions, in excessive fashion.
- When inmates try to address concerns/ issues with staff, the matters often go unresolved.
- Many inmates associate the causative factors for the disturbances being the result of built up frustration/animosity towards staff because of their perceived continuous mistreatment by them. Some Hualapai inmates cited the incident wherein inmate [REDACTED] was sprayed with OC spray was not warranted and in essence was the proverbial “straw that broke the camel’s back.”
- Inmates have mentioned that there are inmate classes where either no instruction is being given and they spend their time playing cards/games or the instruction is being provided by an inmate. There have been a few inmates who cited that there were instances when inmates were forced to go to a classroom, sign a roster, and then return to their housing unit.
- Several inmates allege introduction and possession of illicit drugs is rampant on the units and the associated problems (assaults/inmates requesting protective custody) with this is quite evident.
- More than one inmate has advised that inmates were told by staff about the arrival of a “chomo.” Inmates have also related there have been occasions when staff identify

inmates who provided information to staff which resulted in the recovery of contraband.

[Observation: in most cases, the inmates speak in generality and don't identify specific incidents or persons in support of their assertions/allegations.]

#### **Additional Observations**

- There was staff that knew of the issues inmate [REDACTED] had as a result of his involvement in the theft of drugs and/or a cell phone from an inmate of another race. These staff weren't expecting [REDACTED] to return and were surprised superiors let him back out on the yard when they too knew the issues surrounding [REDACTED]
- On more than one occasion staff reported information suggesting the potential for continuing inmate misbehavior, but when interviewed their reporting was inconsistent and at times they "back pedaled" on their information. For example, a transportation officer alleged that an inmate she transported to Kingman Bus station upon his release, told her there was going to be a racial riot, Blacks and Mexicans against White inmates, because the white inmates didn't participate in the activities at the Cerbat Unit. The inmate denied making the statements to the officer. When the officer was questioned, she seemed nervous and was inconsistent in the information she was providing.



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**To:** Bill Dziadura, North Region CIU Manager  
**Through:** Brandon Rodarte, Florence/Eyman CIU Supervisor  
**From:** David Madsen, Florence/Eyman CIU Investigator  
**Subject:** Red Rock Interview  
**Date:** July 13, 2015

On Tuesday, July 7, 2015 through Saturday, July 11, 2015 and Monday, July 13, 2015 a total of five hundred and sixty five inmates were interviewed by Investigator Madsen and Investigator Root in regards to the disturbances that occurred in Kingman.

Tuesday, July 7, 2015 at approximately 1045 hours Investigator Madsen began interviews on inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "The officers were being disrespectful, quick to write tickets and when the officers were told about issues they were told to deal with it or they would look into it."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) stated "A couple of inmates were coming back from Ramadan. One officer made comments to them such as, what the hell you are doing, you know what color skin you are. The inmates (Mexicans) made some comments then walked into their building. The officer then rushed in after them and sprayed the inmates. He dragged the smaller inmate and the responding officers came in and sprayed more and dragged the other inmate out. The MTC staff had no respect for the inmates what so ever. He is surprised it lasted this long."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "The staff at MTC were very disrespectful and believe that is the reason why the yard went off."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The officers and upper Administration were very disrespectful and treated the inmates like dogs."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "It was against the Administration because of the way they were treated and the flat disrespect from all the staff."



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Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "It wasn't racial and it was against the upper Administration due to the lack/ no respect towards the inmates."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "It started because of a Muslim inmate got sprayed because he wouldn't move fast enough. It wasn't racial but everyone was against the staff because of the staff being disrespectful, bullying the inmates and spraying the inmates for no reason. It has been going on for approximately three weeks and several Sergeants and upper Administration were told. A lot of the youngsters were the ones destroying the runs."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The disturbance started because of a cop roughing up an inmate along with the staff being disrespectful towards them. They can only take so much. When everything started to happen he told the OG to sit on their bunks and wait for the TSU to come get them."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) stated, "He had heard Officer Cook sprayed a Mexican and then kicked him in the face while he was on the ground. Also the youngsters from the Chicanos and Blacks were destroying everything."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) refused to comment, but did have a mark on his right upper bicep (possibly from a projectile).

On Wednesday, July 8, 2015 at approximately 1015 hours Investigator Madsen continued to interview inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "The Mexican American inmates had problems with the cops and the Mexican youngsters were destroying a lot of things in the building. It was because the MTC staffs were disrespectful and treated them like shit"

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "There was no respect from any the MTC staff and they treated us like shit."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "The staff were very disrespectful and treated them like dogs. The MTC staffs were always messing with and spraying the inmates in the face for reason."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "A Hispanic got hit in the mouth by the cops (could not indentified) in building 4 then four to five other cops came in and started to rough up the other Hispanic."



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Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "The yard went off because a officer (unknown) kicked and sprayed one of his own (Mexican Americans) along with the officers being disrespectful to all the inmates. They could only take so much."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) who had marks (possibly from a projectile) on his upper left check area and right upper knee, stated "Officer Buckley, Officer Cook and Officer Velcore were the main officers who would kick start the inmates. The officers were very disrespectful and would spray and drag the inmates in a hurry."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The reason why they started going off was, there was a newer male officer approximately five foot eleven weighting approximately two hundred and forty pounds with fuzzy hair and wore glasses asked what the Mexican American had in his pockets. The inmate held up his arms with clinched fist. The officer stepped back and then sprayed him. A few days later he was pulled out and was brought around the yard talking with the other inmates to try and calm everything down. Since the staff refused to change the meals for inmates who didn't participate in destroying anything they decided to started to destroy their building."

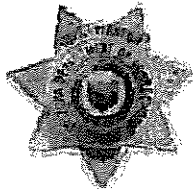
Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The staffs were very disrespectful towards everyone and he felt the officers were always on the attack. Officer Buckley, Officer Cook and Officer Velcore were the main officers who disrespected the inmates."

On Thursday, July 9, 2015 at approximately 0820 hours Investigator Madsen continued to interview inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The staff very disrespectful. He heard a Mexican was going to building 4 from Ramadan and the officer sprayed him and kicked him in the face. The Mexicans and Nationals were the races who started destroying things first. [REDACTED] white was heavily involved in destroying the building who lived in [REDACTED] later identified as Inmate [REDACTED], [REDACTED] identified as Inmate [REDACTED] black, was destroying the windows and [REDACTED] (unknown at this time) was breaking windows."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said "It started because of a dope deal which went wrong. He also heard someone got sprayed and the Mexicans and a few blacks were destroying everything. He was told the whites were not to do anything."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The officers pounded on an inmate and the yard thought it was a good idea to go off since some of the inmates had a high dope debts. The Mexicans were signing through the windows to see what was going on and to know when to kick off their buildings."



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Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said it happened because the MTC staffs were disrespecting all the inmates.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "It started because a Mexican American was going to Ramadan and the officer sprayed and stomped him. All the youngsters were watching through the windows when they hear the noise and started to destroy the buildings."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said it started because the staff was extremely disrespectful.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the officers were disrespectful and they focused on all the small things.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said he heard an officer sprayed an inmate and then stomped on him.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were very disrespectful towards the inmates.

On Friday, July 10, 2015 at approximately 0843 hours Investigator Madsen continued to interview inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The MTC staff were pushing buttons and disrespecting the inmates. They would go two months on lockdown for them finding some drugs in one housing unit. He also heard a guy refused to lockdown and got sprayed was the last thing before the housing units went off."

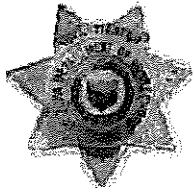
Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "The MTC staff were disrespectful and heard an inmate was sprayed for no reason."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "He liked it there and heard the building went off because the officers were disrespectful."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said, "MTC kept a lot of overrides on the yard. There are inmates with fifty plus points still on the yard also with staff being extremely disrespectful."

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said he believed it started because of drugs. The whites were running up debts with the Mexicans and Blacks and wouldn't pay. Some younger blacks from Dog pod came over and started to destroy their pod.





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"Ace" [redacted] broke the camera (believed to be Inmate [redacted]  
[redacted] (later identified as Inmate [redacted]  
[redacted] broke off the dividers in the bathroom and busted the run door and windows with  
help from [redacted] and [redacted] who were [redacted] (unknown at this time) were breaking  
out the windows in his run. [redacted] from 1 Dog who was [redacted]  
was the [redacted] were  
breaking the toilets and broke the Officer control room door and windows. [redacted] who was [redacted]  
had stuff from the officer's office and [redacted] who was [redacted] who lived in  
either [redacted] (identified as Inmate [redacted] broke the main  
windows on the side of the buildings with a lock in a sock.

Inmate [redacted] (housed at Hualapai in [redacted] said the officers treated  
everyone like shit. The drinking water was as hot as the hot water.

Inmate [redacted] (housed at Hualapai in [redacted] said the officer treated  
everyone like dirt. There was no respect between the staff and inmates.

Inmate [redacted] (housed at Hualapai in [redacted] said the officers were  
disrespecting everyone.

Inmate [redacted] (housed at Hualapai in [redacted] said no one wanted to be  
there anymore. The officers treated everyone like shit and when they brought up the issues the  
upper administration would say we would look into it but do nothing.

Inmate [redacted] (housed at Hualapai in [redacted] said staff were very  
disrespectful and believed the inmates couldn't take it anymore.

Inmate [redacted] (housed at Hualapai in [redacted] said the staff were disrespectful  
and treated everyone like crap.

Inmate [redacted] (housed at Hualapai in [redacted] said the staff were  
disrespectful and the inmates went off because they wanted to get off the yard.

Inmate [redacted] (housed at Hualapai in [redacted] said the staff were pieces of  
shit because they were extremely disrespectful.

Inmate [redacted] (housed at Hualapai in [redacted] said he heard the yard went off  
because an officer dumped an inmate on his face, sprayed and kicked an inmate. The officer  
were doing whatever they wanted to do the officers were totally disrespectful. The town hall  
meetings were a joke. The disturbance was not racial.



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Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the officers were very disrespectful.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said he heard an officer sprayed and kicked an inmate while on the ground. The officers were disrespectful towards everyone.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the officers treated everyone like shit and the youngsters were destroying the buildings.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said no whites were involved in destroying anything in his building. The staff were disrespecting everyone and forcing inmates to go to classes even when they showed they have already taken them. Another time staff would force the inmates to class just to sign a roster then send them back home right away. The Mexicans and Blacks youngsters were mainly destroying the building.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful to every race.

On Saturday, July 11, 2015 at approximately 0840 hours Investigator Madsen continued to interview inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful and it just boiled over. He remembers Inmate [REDACTED] with a [REDACTED] number was giving out orders and breaking sinks and windows.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful and treated everyone like shit.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff kept pushing them to their limits with disrespecting them and doing whatever they wanted to, until it finally boiled over.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said he believes the yard went off because staff at MTC treated us like crap.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were being so disrespectful the yard went off.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were very disrespectful and made them sign class rosters and other programs even when they had already taken it.



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Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful to everyone.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were treating everyone like dogs. There was no respect between the staff and inmates.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were treating us like shit.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the officers were disrespectful and being assholes to them all the time. The staff at MTC would also refuse them medical.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful towards everyone. He heard a brother named [REDACTED] was highly involved in destroying his building.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the MTC staff had no respect for anyone.

Inmate [REDACTED] (housed at Hualapai in 3 Baker 39) said the yard went off because the MTC staff had no respect and all the inmates were tired of dealing with it.

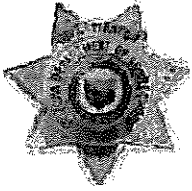
Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said there was no respect with any of the staff. The Administration didn't do anything after being notified several times this would happen if things didn't change.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff were disrespectful and Administration wouldn't do anything about it. The answers they got were, we only have to offer you water, deal with it and we will look into it, but nothing would be done. Several youngsters from the Mexicans and Blacks heavily involved with destroying the buildings.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the staff and administration were very disrespectful and the inmates could only take it for so long.

On Monday, July 13, 2015 at approximately 0830 hours Investigator Madsen and Investigator Root continued to interview inmates housed at Red Rock regarding the disturbance in Kingman.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the reason why his building went off was because the staff was trying to serve them green bologna and not peanut butter.



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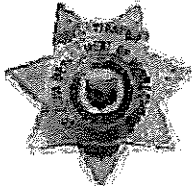
Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said there was no structure at the unit and MTC kept bringing in youngsters.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said some inmates were coming out from Ramadan who were Mexicans and a officer told them, do you know who you are. The inmates tried telling a Sergeant but the officers refused to call. The inmates were going back to their runs when the officer came in after them. The officer sprayed and threw the inmate to the ground. A lot of youngsters went to the window and started to yell at the officers. Since the officers dragged the inmates out of the building the youngsters decided to start tearing up the place. A lot of the inmates were tired of the way the MTC staff were treating them. The staff showed no respect.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said the officers treated them like shit and kept pushing them around.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said it was racial. They were tired of being treated like dirt and getting the run around with issues.

Inmate [REDACTED] (housed at Hualapai in [REDACTED]) said he doesn't know why the yard went off, but it could be because the officers treated everyone like shit. [REDACTED] who is [REDACTED] in [REDACTED] (identified as Inmate [REDACTED]) and [REDACTED] who is a [REDACTED] in [REDACTED] (identified as Inmate [REDACTED]) were breaking the windows and camera inside his run. [REDACTED] who is a black in [REDACTED] (identified as Inmate [REDACTED]) who lived in [REDACTED] was smashing the door to get out.



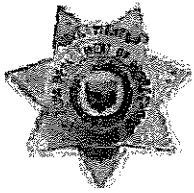
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The following inmates refused to comment.

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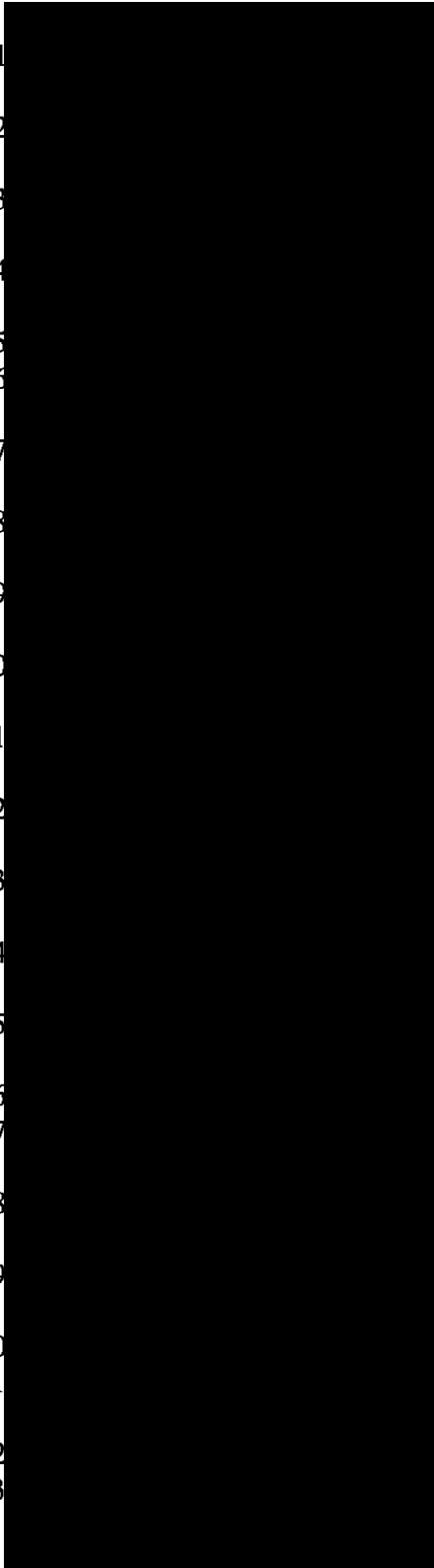
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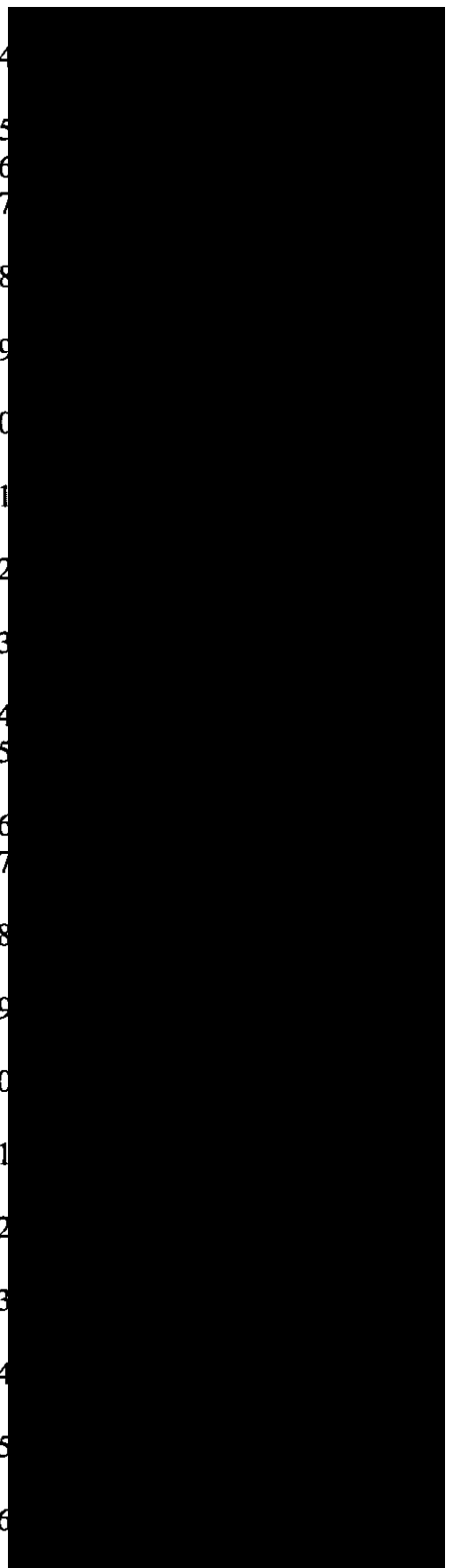
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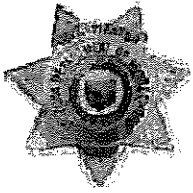
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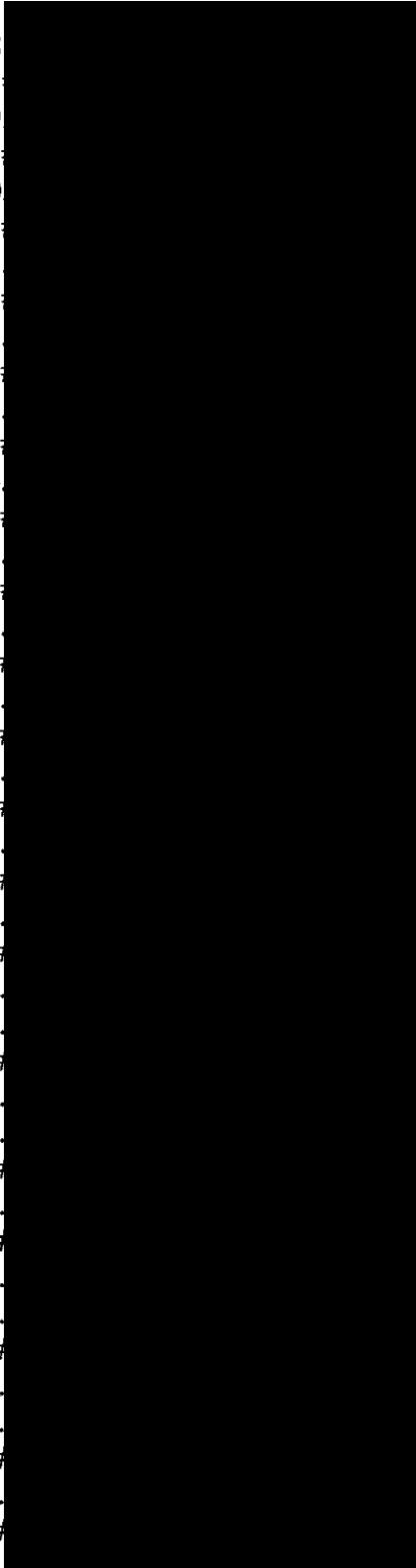
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**ARIZONA DEPARTMENT OF CORRECTIONS  
ARIZONA STATE PRISON COMPLEX-LEWIS  
CRIMINAL INVESTIGATIONS UNIT**

**MEMORANDUM**

**To:** Criminal Investigations Manager Bill Dziadura  
**From:** Criminal Special Investigator Phillip Cirrito #516  
**Date:** 07/14/2015  
**Subject:** ASP-Kingman/Cerbat Unit

On 07/01/2015, the ASP-Kingman/Cerbat Unit had five (5) officers assaulted by inmates followed by destruction to the housing units by inmates housed on the Cerbat Unit. Initially, I responded to help conduct the investigation. On 07/10/2015, I was asked to respond again to ASP-Kingman to continue interviews being conducted by the Criminal Investigations Unit of the Management and Training Corporation (MTC) staff members and inmates in support of the Arizona Department of Corrections Assessment team.

**NOTE:** The following interviews have been paraphrased and summarized and are not written verbatim.

**Officer Casey Wynn #1442**

On 07/10/2015 I conducted an interview with Officer Wynn #1442 of the Cerbat Unit. Wynn was assigned as the north yard officer at the time of the incident, but was on the east yard in front of gate 11 at the time of the incident, and was chased by Mexican National Inmates after the African American Inmates started assaulting the other four (4) officers. . Wynn stated he has been with MTC for approximately a little over one (1) year. Wynn was asked if he felt like he had been properly trained. Wynn replied "Yes and No." I asked Wynn if he had been taught verbal communication skills for dealing with an inmate population. Wynn replied "Absolutely." I asked Wynn if he felt other staff members as well as himself do a good job speaking with the inmates; Wynn replied, "Yeah." Wynn was asked what he thought caused the incident and stated "DOC's mess up in releasing that inmate, and from what I heard it was DOC who released him back to the yard. I asked Wynn if he thought MTC could do a better job training their staff members. Wynn stated he thought they were trained well and Sgt. Romero as well as other staff members was professional in addressing the inmates throughout the incident.

**Officer Charles White #305**

On 07/10/2015 I conducted an interview with Officer White #305 of the Cerbat Unit. Officer White has been with MTC for nine and a half years (9.5). White stated he was in the east chow hall at the time of the incident working overtime. White stated he was unable to identify any

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individual inmates. White noticed another officer in the spline between north and east yards and when it was safe he exited the chow hall and secured himself in the spline with that other officer. I asked White if he felt MTC provided sufficient training specifically related to verbal communication between staff members and inmates. White stated he was taught "Approach determines response," but there are several staff members who could do a better job speaking to inmates. White cites the fact there is a large officer turnover rate within MTC as a possible problem with consistency with officers.

**Officer Richard Swartz #1485**

On 07/10/2015 I conducted an interview with Officer Swartz of the Cerbat Unit. Swartz has been with MTC for approximately 8 months. Swartz was assigned to Cerbat Unit Dorm 8 at the time of the incident. Swartz saw the inmates grouping in front of Dorm's 9 and 10 walking towards east shift command. Swartz stated the inmates do not usually react the way they did unless they are "pissed off." Swartz said the inmates appeared to be in a frenzy prior to the assault on staff. I mentioned to Swartz that inmates don't usually go after staff members. Swartz stated that is why something was said to aggravate the inmates to the point of assaulting staff members.

I asked Swartz if he felt like he had been properly trained; Swartz replied "As to their (MTC) standards, yes; to corrections standards, no." Swartz stated he feels like he could be trained better to be better prepared. Swartz stated he felt the academy he went through was not very helpful. Swartz stated it took him months to learn how to do paperwork because it wasn't taught in the academy. Swartz went on to state he felt the MTC Management was a big problem and doesn't back their officers.

**Lieutenant Kenneth Statler #010**

On 07/10/2015 I conducted an interview with Lt. Statler #010 of the Cerbat Unit. Lt. Statler has been with MTC for approximately 28 years. Statler stated he was in the accountability officer at the time of the incident. Lt. Statler stated he knew they were going to release Inmate [REDACTED] and did not think it was a good idea at the time, but they have been plagued with the Cerbat Detention Unit (CDU) being full and that was the call made. Lt. Statler stated the decision to remove [REDACTED] came from above him. I asked Statler if he thought it was a bad idea to bring [REDACTED] back to the yard, why at least did they not try to send him to the other side of the yard instead of back to the same dorm he got in an altercation in. Lt. Statler stated "Looking back, that would have probably have been a better idea."

I asked Lt. Statler if he worked with Sgt. Romero, and he stated he had worked with him since he (Sgt. Romero) promoted, and thought he was a good sergeant. Lt. Statler went on to state he



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thought Sgt. Romero was a good communicator with the inmates. I asked Lt. Statler in his 28 years of service, when has he ever seen inmates "green light" all staff members. Statler stated he hadn't ever seen that, and that is what he can't figure out. I told Lt. Statler I'm trying to figure out why it happened.

Lt. Statler stated he was a relief Lieutenant which means he works two (2) swing shifts and two (2) graveyard shifts a week, which makes it a little harder to be a steady figure on shift. Statler stated a problem is the fact the detention unit is always full. Lt. Statler agrees there is a lack of communication between staff and management as well as lack of experience amongst the officers.

**Officer Kyle Nutt #1231**

On 07/12/2013, Investigator Berry and I conducted an interview with Officer Nutt #1231 of the Cerbat Unit. Nutt stated he has been with MTC for almost three (3) years, all of which assigned to the Cerbat Unit. Nutt stated he was on his way home at the time of the incident. Nutt had worked four (4) hours of overtime and left at approximately 1800 hours. Nutt was real hesitant to answer any questions. Nutt stated the training he received was not bad. Nutt stated there are a handful of officers that are disrespectful towards the inmates.

Nutt continued to be really hesitant to answer questions, but when I mentioned if he had any problems with the management, Nutt rolled his eyes. Nutt stated he believes the way management runs the prison; it puts the lives of the officers in danger. Nutt stated the days following the incident he spoke with several inmates who stated it was the management that forced them (inmates) to react that way. Nutt stated they are understaffed. Nutt was never "grouped on" (surrounded by the inmates).

I asked Nutt if he was ever given a quota about writing a certain amount of tickets per shift. Nutt stated in the past the officers have been given a quota to write a certain amount of tickets for compliance. Nutt agreed that you cannot start enforcing certain things you never enforced before without warning because it creates animosity amongst the inmates towards the staff members.

**Officer Stewart Scott #1420**

On 07/11/2015 I conducted an interview with Officer Scott of the Cerbat Unit. Scott was in the north yard chow hall and watched the inmates gathering outside. Scott said north yard inmates were stacked up in rows at the spline four (4) deep. Scott isn't able to identify any particular inmates.

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I asked Officer Scott what he felt was the cause of the disturbance was; Scott stated he felt the inconsistency on the part of management was largely to blame. Scott stated he feels the officers working the yards every day are of lower importance than that of the inmates in management's eyes. Scott also feels management discourages the finding of contraband because it makes them (MCT) look bad and it keeps the inmates calm.

**Officer Giovanni Gonzales #1439**

On 07/12/2015 I conducted an interview with Officer Gonzales of the Cerbat Unit. Officer Gonzales was posted in yard control which acts as a back-up main control and has control over gates 51 and 52 which are the main ingress and egress gates to the Cerbat Administration Building. Gonzales stated he witnessed Officer Puebla being assaulted but was unable to identify any particular inmates. Gonzales has been with MCT for a year.

I asked Gonzales what he felt caused the disturbance. Gonzales stated he felt inconsistency on behalf of the administration led to the situation on the yard. Gonzales stated officers have been given directives to write minimum two disciplinary tickets per shift. Gonzales also stated he has been directed by his supervisors to re-write journal logs that other officers have filled out and initial the log as if he was there. Gonzales stated he refused to initial logs he wasn't present for, but knows fellow officers have as directed to by their sergeants.

**Conclusion**

In the evening of 07/12/2015, when I was leaving the ASP-Kingman/Cerbat Unit at approximately 1915 hours; four (4) MTC officers were waiting to speak to me in the parking lot. These officers had been relieved at 1800 hours and waited over an hour to speak to me. The officers stated they felt like they could not speak to us openly during the interviews while they were on duty for fear of retribution from MTC. The officers ranged from 2 months experience to 4 years experience; two (2) male and two (female).

The officers stated they feel MTC is putting their lives in danger by the way the administration runs the prison. None of the officers felt safe. One female officer who had been on approximately 2 months stated she has no idea how to fill out an information report and has never been taught how to correctly fill out paperwork. This officer also had worked 24 straight hours.

The officers stated there are several staff members that yell, cuss and call the inmates disrespectful names which irritates the inmate population and makes it unsafe for their fellow officers. The officers feel inadequately trained being forced to work overtime and even going

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through a condensed five (5) week academy consisting of Monday through Friday twelve (12) hour shifts. The officers stated they feel the administration does not back the officers and inmates get whatever they want.

Officers stated if inmates surround an officer for whatever reason (Officers refer to this as "Grouped On") the supervisors pull the officer out of that area and overturns their decision which allows the inmates to get whatever they want and they perceive the staff as weak knowing the administration does not support them. Several officers were very hesitant to speak to myself as well as Deputy Warden Weiss who was conducted the ADC administrative investigation.

Based on all information gathered during the course of the interviews, MTC is not properly preparing their officers to be working in a prison environment. Several inmates stated MTC staff members do not know how to communicate respectfully and effectively. Furthermore, officers stated they are being forced to complete paperwork they weren't responsible for. Officers graduating from the MTC academy state they do not know how to complete basic forms including disciplinary, information reports and even service journals.

Officers do not believe the administration support the front line staff and officers feel their lives are being put in jeopardy by MTC management. Officers' stated wardens and captains hardly ever step out of the administration building to walk the yards. Information is not being passed along to the administration and vise versa from the administration to the staff members. There aren't shift briefings; officers show up and post. Officers state they are supposed to have a phone briefing but that doesn't relay all information if and when they actually do them. Overall, there is a lack of communication and lack of experience within the ASP-Kingman/Cerbat Unit. Inmates are equally as frustrated with the MTC administration as the officers appear to be.



DOUGLAS A. DUCEY  
GOVERNOR

# Arizona Department of Corrections

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CHARLES L. RYAN  
DIRECTOR

## MEMORANDUM

Date: 07/15/2015

TO: Bill Dziadura, CIU Northern Regional Manager

FROM: Juan Herrera #437, Phoenix CIU Supervisor

SUBJECT: Kingman Hualapai Disturbance

On 07/03/2015, CIU Investigator John Armstrong and I interviewed the following inmates regarding the 07/02/2015 ASPC-Kingman Hualapai Disturbance:

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]) requested an attorney.

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]) said the disturbance on 07/02/2015 occurred because an officer pepper sprayed two Muslim inmates returning from Ramadan services for no good reason. [REDACTED] believes this incident happened, because the inmates are tired of being treated poorly by the officers.

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]) refused to speak.

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]) said the disturbance got out of hand because the inmates are tired of the officers treating them poorly. He said the officers have been overpowering everybody. [REDACTED] said an officer sprayed the two inmates for no reason.

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]) said he had nothing to say.

Inmate [REDACTED] (Hualapai, Building #4, [REDACTED]), I asked [REDACTED] to tell me what happened and why it got to the level that everything was destroyed. [REDACTED] said the correctional officers are "dicks" and they've been treating inmates like "shit." [REDACTED] said he did not get involved in the disturbance. I asked him to tell me the names of the officers who have treated him poorly. He said all of the correctional officers (all ranks) treat the inmates poorly. He

said officers been “dicks” since 2008 when he arrived. [REDACTED] said the officers don’t respect the inmates.

**Inmate** [REDACTED] (**Hualapai, Building #4,** [REDACTED] doesn’t know why the disturbance occurred. He denied being involved in the disturbance and subsequently requested an attorney.

**Inmate** [REDACTED] (**Hualapai, Building #2,** [REDACTED] would not answer any questions.



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**To:** Bill Dziadura, North Region CIU Manager

**From:** Brandon Rodarte, Florence/Eyman CIU Supervisor

**Subject:** [REDACTED]

**Date:** July 15, 2015

On July 6, 2015, at approximately 1645 hours, I conducted an interview with inmate [REDACTED] in room 208 at the Kingman Regional Medical Center. During the interview, [REDACTED] indicated he was recently transported to the Hualapai Unit on 06-25-2015 from ASPC-Florence, East Unit. [REDACTED] did not know why he was transported and stated the Hualapai unit is the worst yard he has ever been assigned to. [REDACTED] stated he did not like Hualapai because of the massive amount of drugs on the yard and how the MTC Staff treat the inmates. [REDACTED] stated the MTC staff are disrespectful and he witnessed multiple inmates receive petty tickets for infractions that usually warrant a verbal warning, i.e. shirts not being tucked in, identification cards being on backwards, etc. [REDACTED] did not provide names of any specific MTC staff members or inmates, due to fear of being about being labeled a "snitch."

[REDACTED] stated the "riot" that occurred on 07-02-2015 was due to an MTC staff member or members unjustifiable use of chemical agents and kicking a "Muslim inmate" that lived in building 4 when the Muslim inmates were returning from Ramadan. After this occurred, [REDACTED] indicated building 4 "went off" and the inmates in building 1 did the same shortly after building 4 "went off." [REDACTED] stated his building [REDACTED] did not "riot" on the 2<sup>nd</sup> because there were a lot of "older cats" in the building that prevented it from occurring.

[REDACTED] stated the "riot" that occurred on the 4<sup>th</sup> was due to the MTC staff leaving the inmates sack meals in the sun for "4 hours." [REDACTED] stated the sack meals tasted funny and the inmates became upset over the fact that MTC was not going to give them a different meal. [REDACTED] stated all the buildings were becoming agitated over the tainted sack lunches, which caused multiple inmates to complain and become enraged. [REDACTED] stated due to the inmates being aggravated, an unknown MTC Officer whom he believed was SSU, came to his building and pulled a couple of inmates out with the intent to have these inmates walk and talk with the other inmates in the remaining Hualapai buildings in an attempt to calm the disgruntled inmates. [REDACTED] stated when the inmates came back from having the meetings with the other buildings, they began to tell the other inmates in the pods they were going to "fuck this place up." [REDACTED] stated the "heads" for each race in the pods had a meeting about how they were going to destroy Hualapai with hopes they would never have to return to the Hualapai Unit. [REDACTED] stated prior to the inmates beginning to break everything, an inmate stood up and stated, "this is between us and MTC, no personal or



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racial issues are to be handled when we set this place off." [REDACTED] stated after the announcement was made, inmates from all over Hualapai began calling the other buildings with cell phones and organized the "riot." [REDACTED] stated he did not participate, because he did not think it was right, so he assisted an elderly African American inmate in the bathroom area "while all hell was breaking loose."

[REDACTED] felt the riots were inevitable and would have eventually happened anyway. [REDACTED] felt this way because of the increased tension he witnessed in the short time he had been at Hualapai between MTC Staff and inmates.

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CRIMINAL INVESTIGATIONS UNIT**

**MEMORANDUM**

**To:** W. Dziadura, CIU Manager  
**From:** Tom Powell, CIU Investigator  
**Date:** July 15, 2015  
**Subject:** ASPC Kingman Complex

On Tuesday, July 7, 2015, I received a call from ASPC-Lewis Complex, Criminal Investigation Unit (CIU) Supervisor Jim Currier asking for my assistance to respond to the ASPC Kingman Complex on Wednesday, July 8, 2015. I was tasked to interview Staff involved in the July 1<sup>st</sup> and July 2<sup>nd</sup> incidents that took place at the Cerbat and Hualapai Units. The following information is what I gathered concerning issues as it relates to administrative/causative concerns.

**Officer Valerie Thetford (Cerbat Unit)**-Thetford said Cerbat Unit has a lot of newer staff who do not know how to communicate with inmates. She was unaware of any tension between staff and inmates.

**Officer Shane Nelson (Cerbat Unit)**-Nelson said the Unit in a whole could use training on communication. For the most part he felt staff is provided with direction they need to get the job done, but did say communication between staff and inmates needs to be addressed. Nelson was aware of inmate [REDACTED] having issues and wondered why the Administration would move him knowing he had issues. He was unaware of any tension between staff and inmates.

**Sgt. Tory Mortensen (Cerbat Unit)**-Mortensen said he feels the direction given by the Administration for him to direct his own shift/staff is good and doesn't see any issues. He was unaware of any tension between staff and inmates.

**Officer Clinton Calvert (Cerbat Unit)**-Calvert said professionalism needs to be addressed with how Staff interacts with inmates. He said inmates are people too. He said Officers a week out of graduation are training day one graduates as they arrive. He was unaware of any tension between staff and inmates.



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**Officer Gina Wiebe (Cerbat Unit)**-Wiebe is the Accountability Officer at Cerbat and received the directive from Warden Sullivan to move [REDACTED] from CDU to building 10. She was unaware of [REDACTED] having any issues prior to this requested move. She was unaware of any tension between staff and inmates.

**Officer Kevin Krahenbuhl (Cerbat Unit)**-Krahenbuhl explained when the incident began at the Shift Command office, Officer Wozab was on the opposite side (from inmates) of the fence at gate 11. While at the fence, Wozab attempted to talk with the inmates and deescalate the situation. Krahenbuhl said when [REDACTED] started making smart remarks towards Officer Wozab, he (Wozab) escalated the situation by stating, "Come inside this fucking gate." Krahenbuhl said with the help from Officer Winn, they both "yelled" at Officer Wozab telling him he was making it worse. He said Wozab eventually left the gate area back to the Sally Port where he was assigned. Krahenbuhl was not aware of any tension between staff and inmates prior to this incident taking place.

**Officer Cory Dixon (Cerbat Unit)**-Dixon said the Swing Shift is mainly new staff now and not like it used to be. He explained the shift used to have more experienced staff.

**Officer Jennifer Welch (Cerbat Unit)**-Welch was unaware of any tension between staff and inmates. She did not have any information as it pertained to the administrative/causative type concerns.

**Officer Donald O'banion (Cerbat Unit)**-O'banion was unaware of any tension between staff and inmates. He provided no administrative/causative type concern information.

**Officer Penny Gabriel (Cerbat Unit)**-Gabriel was unaware of any tension between staff and inmates. Gabriel provided no further information.

**Officer Mercedes Jeffery (Cerbat Unit)**-When asked if she was aware of any tension between staff and inmates, she said no, however they were aware of a couple dorms being more "rowdy" than others.

**Officer Catlyn Tracey (Hualapai Unit)**-Tracey has witnessed a lot of poor communication between inmates and staff in the four months that she has worked for MTC. Tracey said most of the time during briefing they are given their post assignment with no discussion. Tracey feels when they have been briefed about important issues or topics; they (Supervisors) have been informative.

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**Officer Brandon Mecado (Hualapai Unit)**-While talking with Mecado, I learned that MTC staff does not have a CERT Unit in place. It appeared while speaking with Mecado, he was upset with what happened, but is ok to be at work. I recommended he talk with his administration should he need to speak with CERT member or a Crisis Councilor.

**Officer Ann Larick-Elder (Hualapai Unit)**-Elder explained when notifying her Supervisors about issues on the yard, they do not take it serious. When asked if an information report is needed, Supervisors usually say no. I advised Elder to write a report anytime she feels it's necessary. Elder said this was an issue being she would have to call a Supervisor to get a report number and from there they would decide if the report would be given a number or not.

The following Officers did not provide any information as it pertained to the administrative/causative type concerns.

**Officer Philip Zubia (Hualapai Unit)**  
**Officer Isaac Sowers (Hualapai Unit)**  
**Officer Colten Mathews (Hualapai Unit)**

**ARIZONA DEPARTMENT OF CORRECTIONS  
ARIZONA STATE PRISON COMPLEX – WINSLOW  
MEMORANDUM**

To: Investigations Manager Dziadura  
From: Investigator Richard Moore  
Date: August 18, 2015  
Subject: Kingman Interviews

[REDACTED]

[REDACTED] said staff was well aware that Inmate [REDACTED] was placed in CDU in order for the Black Inmates to avoid beating him down for a theft from the Mexican Nationals. [REDACTED] said he was there on 6/24/15 when Lt. Morrish was told by Inmate [REDACTED] that [REDACTED] was not to be released from CDU as it would cause a problem between the Blacks and Mexican Nationals. [REDACTED] was surprised that [REDACTED] was released on 7/1/15 and told Sgt. Romero along with Inmate [REDACTED] that it would jeopardize the Blacks safety. As this was said, a large group of Blacks had gathered in front of the Shift Command along with a large group of Mexican Nationals under a awning just a few feet from the Blacks location. [REDACTED] said he attempted to calm the Blacks down and tried to talk to Sgt. Romero. Romero said (paraphrased) that the yard was his and he was going to do what he wanted. With that statement from Romero, [REDACTED] could see that they were not going to listen to him and walked away from the group before the disturbance began.

[REDACTED]

[REDACTED] said he told Lt. Morrish on 6/24/15 that releasing [REDACTED] from CDU would cause problems between the Black and Mexican National Inmates. [REDACTED] was given access to [REDACTED] before being placed in CDU on 6/24/15. [REDACTED] told [REDACTED] that if he was released on this yard he [REDACTED] would not be responsible for his safety. The Mexican nationals were satisfied that [REDACTED] had been placed in CDU and [REDACTED] was surprised when he was released. [REDACTED] said he told Sgt. Romero to put [REDACTED] back into CDU because it was jeopardizing the Blacks safety. Romero was out on the yard when Romero claimed the yard was his and would do what he wanted. [REDACTED] knew that would cause a problem and walked away before the disturbance began.

[REDACTED] said he had been in prison most of his adult life and programming at this point was not something he needed to do. Older inmates are set in their ways and as long as they are not causing trouble, programming should have an opt-out.

[REDACTED] said he tries to help the “youngsters” as much as possible but this generation has stopped listening [REDACTED] explains to the younger inmates that the Cerbat yard is a “go home” yard and not a yard to start trouble in. Most of the Black Inmates will come to [REDACTED] for advise but he has very little control over them.

Lt. Morrish #680

Lt/ Morrish was in the process of placing [REDACTED] in CDU under investigative detention for a fight with Inmate [REDACTED] on 6/24/15. He (Morrish) was approached by [REDACTED] and [REDACTED] about the placement of [REDACTED]. Lt. Morrish asked both inmates if it was going to be a problem if [REDACTED] was released back to the Cerbat yard after he got out of CDU. Lt. Morrish said both inmates stayed silent and did not comment or give an opinion.

CO Calvert #1237

Calvert said he felt he was missing a lot of information because there is no briefing time. COs go straight from the parking lot to their yard assignments and are not told if anything significant happened during the last shift.

There appears to be consciences, and it was brought up more than once, about no briefing time and excessive overtime mandates. I did not record the specific staff who commented and was mostly concentrating in obtaining the facts of the case.

Respectfully;

Inv. R. Moore #387

**ARIZONA DEPARTMENT OF CORRECTIONS  
INSPECTOR GENERAL'S BUREAU  
CRIMINAL INVESTIGATIONS UNIT, ASPC - Winslow**

**MEMORANDUM**

**TO:** Bill Dziadura, Northern Regional Manager, CIU

**FROM:** George Gould, Investigations Supervisor, CIU, ASPC - Winslow

**DATE:** July 15, 2015

**SUBJECT:** Kingman intel

On 07/10/2015, I began to conduct interviews of both inmates and staff at ASPC-Kingman. There are some consistent themes among inmates. Visitation issues seem to be brought up by several inmates. Sitting next to, or beside the visitor is an issue and using policy or MTC's rules as it benefits different situations. Too many drugs specifically spice. More than one inmate mentioned they received information from staff about a child abuser sent to Hualapai in February (unconfirmed). It is alleged he was assaulted and the yard was locked down again. This was confusing behavior to the inmates, tell them about a "chomo" – "What do you think is going to happen?" [See interviews below]

Physical Structure- the doors and welds will need to be stronger and/or enhanced. Now that inmates have learned the way to defeat them, there will need to be some security hardening in place. Inmates are now all aware of the escape pods and traps doors. The locking mechanism was able to be manipulated with a finger after the plate was knocked away in one of the Hualapai dorms I viewed.

There is no complete listing of what was lost by staff personal items. There is a limited amount of information in this area.

Each pod control room had a folding "cut down knife" a quality built hooked blade for use in a hanging/strangulation suicide attempt. There were also missing flashlights as TSU reported seeing flashlights from the dorms. Each control room had one. It is unknown how many keysets were lost and if any handcuff keys were noted missing from the control rooms when vacated.

In staff interviews there is a difference when interviewing long term employees, sergeants and lieutenants and "line staff." Officers view all above them as the "higher ups" and since the "higher ups" don't listen, often do not write an information report.

There is no full time SSU at Kingman, SSU is a secondary position and the officers or sergeants assigned often have a primary job which restricts their abilities. CIU oftentimes has difficulty obtaining information and getting the video downloads as needed and required by the Mohave County Attorney's Office for prosecution. After the investigator departs there is little to no follow up for any information, requiring a return for the investigator.

On Sunday, July 12, this investigator was informed by Warden Sullivan there were six inmates locked down as they had been identified as suspects in the assaults on Cerbat. When attempting to identify the inmates, I was informed CIU had them locked down. I checked with all investigators present, and informed there had been no additional suspects identified or locked down. Warden Sullivan then told me it was "DOC" who locked them down. All on site SSU and the onsite ADC deputy warden were questioned with negative results for additional suspects. This led to a period of confusion for approximately an hour, when it was found to be the six suspects had been locked down Friday, July 10.

On Sunday, July 12, on Cerbat, I noted the oncoming 1800 shift was going to briefing. Staff appeared surprised and somewhat happy as I overheard some comments; "Its about time."

#### **INMATE INTERVIEWS:**

██████████ – was in B Pod which was barricaded when TSU came in. He has been at Hualapai about a month and has noticed there is some disrespect by staff towards officers.

██████████ – to him, DOC and MTC are "way different" especially when it comes to visitation. Other than that he has no complaints, he understands he is in prison.

██████████ – he is upset at the situation. He lost all of his food (store). There is no difference between MTC and DOC. (Angry at situation).

██████████ – strongly upset by visitation issues. MTC changes the rules as they feel, if an inmate complains they are told, "This isn't DOC, or that isn't policy." He has written several grievances and he gets a one sentence reply back. No one will speak with him. The programs are not good; inmates play board games and cards. He has been denied his magazines for petty issues, his mother called DOC and it is MTC that will not allow some magazines, ██████████ claims he reads diverse publications such as "Boating and Forbes," not porn. Lastly, he can tell his newspaper has been read or is missing sections.

██████████ – the Hualapai inmates have been locked down a lot since February. Then, the bus rolls up with a “chomo” and what do you think is going to happen – we get locked down again. Staff (unidentified) told us he was coming.

██████████ – he has been here three weeks, but he has heard it is all about phones and visits. He is a former Cerbat inmate, he did not like Cerbat as there is a “lack of respect” between inmates.

██████████ – he has heard the issue was because they were going to get sacks for meals because the inmates “keep messing up.”

██████████ – he came to Hualapai from Santa Rita, he likes Kingman and likes the food. The “guards are OK, I got no problems.”

██████████ – not from Arizona and not into the inmate politics. Likes Kingman, but there are some phone problems and it is frustrating. He has tried to get a phone list going, but for him it has been a difficult process. People can’t answer his questions.

██████████ – the cops here are disrespectful and push peoples buttons. They put inmates in “trick bags” with their rules. They don’t do it to me because they know; I would “buck back.” I have nothing more to say. ██████████ appeared angry during the interview]

██████████ – I like it here, it is close to my family. The food is ok; I got my two year seminary degree. I try to keep my head down and be polite to everyone. If an officer tells me to do something, I do it.

██████████ – I have real problems with my phone list. Nothing more to say.

██████████ – Has been on Kingman for seven years. He stated the rules change all the time. One officer does one thing and another one does it another way. It is a trick bag. The pill line changes all the time, it is always screwed up and you get time changes constantly. He put in for dental over a year ago – still no dental appointment. Just the other day he overhear an officer tell a guy in the bunk nearby, “Get your fuckin’ hat off the TV or get a fucking ticket.” They (officers) know not to talk to him like that, but that is how some of them talk. Would not name officers out of reprisal fears. He had x-rays on his shoulder a month ago and no one has told him anything about it. They don’t get ice for days and they are supposed to get ice. The youngsters really hate it here, they wanted to mess this place up so bad, they would never come back. To tell you the truth, I wish I was on the bus.

██████████ – Inmate ██████████ was so stressed out and upset, I brought him to the attention of MTC Warden Rider. ██████████ stated, “I would rather die in my bunk than take my meds.” He believed TSU was attempting to kill him. ██████████ was so distressed he

became almost incoherent in this interview. He didn't want to take his thyroid meds because he was scared to death.

██████████ – works as a teacher's aid. Programming is a joke, inmates play cards, older inmates taking classes, new inmates don't care, but they (MTC) want numbers because that is how they get paid. He actually teaches inmates, the last teacher they had who was any good was Ms. Lovell, she was crass, but an ok teacher. There are too many drugs on the yard especially spice. The staff has a high turnover and the rules always change because of the new officers. There is no consistency. It is a "trick bag" to get to go to rec when you have to work, because if you don't work, you get a ticket. But when work for programs is inmates sitting around playing board games and cards, or watching movies someone brings in, it doesn't benefit anyone. The library sucks, the books are old and from Bradford, Texas. ██████████ said he keeps asking for his "time comp" because he thinks it is off by 14 days, but no one will listen to him. It is very frustrating. Lack of drug programming and something which will benefit the younger inmates. Staff should be a little more respectful. There is no real GED program, because there is no program for the new GED, only the old stuff. Staff told us about a child abuser who was assigned to Hualapai in February, then when inmates did something about it, they got locked down again.

Due to letters written from Hualapai:

██████████ – I was here man, and I been locked down all day so I said some shit to my cousin. I didn't do anything and I am just telling a story.

██████████ – wrote he had been injured in the incident. He did have marks from the flex – cuff and had no other injuries to his hand. There was no bruising to knuckles like he had been punching glass, in fact he had rather clean hands otherwise. Complained of numbness in his fingers and hand. Obvious bruising to left wrist. Information passed so the inmate would receive treatment at medical. ██████████ stated he has heard this all had to do with inmates who attended Ramadan. He stated he is generally treated bad and the food sucks.

The following inmates were interviewed and had nothing to add or had little to say:

██████████ – nothing to say.

██████████ – "I got nothing to say."

██████████ – only at yard three weeks, liked it better than Douglas so far

██████████ - came to Hualapai from Steiner Unit – I got nothing to say, it is the same shit.

██████████ – just doing his own time.



██████████ – I have been on the yard two days. I don't know why it happened.

██████████ – (smaller statured inmate) He was not involved and doesn't know why.

██████████ – I get out in 47 days, I got nothing to say.

██████████ – I have no problems here, likes the food.

██████████ – I have nothing to say.

██████████ – I have nothing to say

██████████ – refused to speak.

██████████ – I have been everywhere, Oklahoma, Tonto, it is all the same to me.

Cerbat:

██████████ – Wants to go back to work. Claims no issues the tension is over.

██████████ – embellished a little in his letter, he claims he was “palying things up” to a concerned friend. He stated there is no tension and no problems.

██████████ – no problems, no race issue, don't have much to say, Whites weren't involved and he doesn't want to be involved. He has only been here three weeks.

#### STAFF INTERVIEWS:

#### HUALAPAI

Kemp was working the night of July 2, 2015 and assigned the floor in Dorm 4. There were some problems with inmates going to Ramadan. The inmates waited fifteen or more minutes to go to Ramadan and they were on standby in the hallway (“horseshoe”) for that time. He was able to identify ██████████ and ██████████ only as participants from the incident afterwards. Kemp stated he had only worked Dorm 4 three or four times. Kemp details the events with ██████████ and was putting him on report. Then, ██████████ told him “Fuck this I am going to kick your ass” and began approaching Kemp with raised hands. Kemp used a one second burst of O/C spray which did hit ██████████ and some O/C got on inmate ██████████. But, inmate ██████████ was not a problem and Officer Rain took ██████████ out of the pod. ██████████ began yelling and swearing, “He sprayed me for no reason.” Other inmates began to beat on the windows to the pods. Glass began breaking and ██████████ got a water bottle passed to him through a B Pod broken window. Eventually, all officers exited the pod, including control, leaving ██████████ in the horseshoe. The “slider” was then secured.

I did asked Kemp about "using the whole can" of spray and Kemp denied this. He acknowledged he may have used more or less, but to him it was a burst. He did not use the whole can. Kemp appeared to be helpful and cordial during this interview.

Sgt. Lisa Ruokis – MTC TSU member. Bounced between shift and TSU and being called out. Unable to recall any inmate. To her recollection, all inmates covered their faces. She has been on Hualapai about one year. She was mainly at Cerbat on standby as TSU or involved as flex cuffing inmates. She has not been through there latest training. She was a case manager and went to sergeant, but it has been recently. She stated they do training drills pretty regularly. She worked nine days straight but she just returned from two days off.

Sgt. Schwartz – remembered two additional suspects. Worked an almost 24 hour day since this event. Has been with MTC over 5 years. Was called to assist as Cerbat and is a TSU member. Schwartz recounted the series of events. He was told what set off Dorm 4 was Kemp sprayed an inmate which is what set it off. He overheard the reason dorms 2,3 and 5 went off was because it was noon and they hadn't been fed.

*The below officer was contacted at her residence due to SSU information of a phone and a switchblade from an inmate who had been transferred to a county jail:*

Ann Larrick Elder – was in Dorm 4 when it went off. Did not have a phone with her or take her phone on the yard, she would not do that. Did not have any type of knife. Had a clear plastic bag with black trim and had some food in it [the bag was found by clean up crew/MTC staff on 07/10/15.] She did not lose her keys or any other personal property. Does not know what happened to the pod keys. All pods have flashlights in the control room. Described the series of events in Dorm four consistent with other interviews. Got her duty belt back. She was not the last one out of the pod, a male officer was and she remembers it was Buckley.

Lt. Palmer – prior to the Hualapai incident, inmates returning from Ramadan got a excessive amount of ice which he addressed. Then Dorm 4 had the problem. Afterwards with inmates on the ground, inmates exhibited animosity towards him. Afterwards of these events while inmates where still seated on the ground, one inmate told him, "I haven't got life yet" and another told him he would "chew his fingers off to get at his cigarette. His TSU leader suggested he leave the area for a while.

Officer Mannle – has only been an officer 1.5 months. He is unable to identify anyone.

Officer George Phillips (MTC employee 10 years at Kingman) – was on perimeter. Identifies some inmates getting out of the pod into the "no man's land." Did rack his shotgun and give commands. TSU got the inmates. It was dark, unable to identify anyone. He was here during the escape, it won't happen again.

Lt. Brandon Johnston – has a slightly different version of why [REDACTED] was getting a ticket. Confirms communications between dorms by inmates. Inmates were yelling and threatening staff from windows. TSU went in and left, then the slider was closed again.

That is when inmates breached the control room, in the night. Inmates were coming out of the dorms to the perimeter, holding mattresses in front of them and then running back inside. Johnston is concerned the same inmates are going to be sent back, that is what people are saying and he is concerned the inmates will be the same, and it will start all over again.

#### CERBAT

Officer Jeremy Low – I went out early on shift, about 1750, assigned to Dorm 10. The whole yard was out, inmates in large groups. He was informed to be in constant motion by the sergeant because he was instructed to do "constant motion." When he heard Inmate [REDACTED] was out on the yard, he knew it would be a problem. The word was Cotton stole stuff outside his race, possibly money, drugs and commissary. [REDACTED] was put in CDU due to altercations over this incident. Everybody knew what he did on the yard. No one was expecting [REDACTED] to be put back on the yard. He didn't write anything because the "higher ups" don't care. Everyone knew [REDACTED] was a problem between the races. Low told other officers. When his dorm emptied out, he got his case manager and they got off the yard. Low then assembled DART, when he saw the staff being beaten. He has the training and no one else was there. He checked cards for DART and he didn't want the officers to keep getting hurt. He made a decision and took the lead. He gave it over to Sgt. Panzer. This could have all been avoided, no one listens.

Sgt. Cartwright – told me Kemp was run off the Cerbat yard. Slightly vague details, but something to do with inmates finding out about a snitch, who Kemp apparently used to find contraband.

Investigations Supervisor  
ASPC-Winslow CIU  
George Gould # 279

**STATE OF ARIZONA  
DEPARTMENT OF CORRECTIONS  
ARIZONA PRISON COMPLEX LEWIS  
CRIMINAL INVESTIGATIONS UNIT**

TO: William Dziadura

FROM: John Armstrong, Lewis-CIU Special Investigator

DATE: July 16, 2015

SUBJECT: Kingman Prison Complex Disturbance

Introduction

On 07/02/2015 at approximately 2315 hours I was directed to respond to the Kingman Complex to assist with the investigation of an ongoing inmate disturbance. I remained at the Kingman Complex, Hualapai Unit from my initial arrival at approximately 0300 hours on 07/03/2015 until approximately 1500 hours on 07/03/2015. During this time I was working with CIU Supervisor Juan Herrera. Together we photographed damage and completed numerous inmate interviews related to potential criminal activity.

On 07/05/2015 I returned to the Kingman Complex due to continuing riotous conduct by inmates. During this assignment I remained at the Kingman Complex until 07/08/2015 at approximately 1130 hours. During this time I was working under the supervision of CIU Supervisor Brandon Rodarte and Manager William Dziadura. During this time at the Kingman Complex I photographed facility damage and conducted several inmate and staff interviews. Some information was gleaned from these interviews which could be an indicator as to underlying contributors to the cause of this disturbance. Below I have documented that information.

Information

Inmate Interviews:

On 07/03/2015 I interviewed inmate [REDACTED] regarding the Kingman Complex disturbance. Inmate [REDACTED] was a witness to the incident that occurred on 07/02/2015 at approximately 2018 hours in Dorm 4 between Officer Kemp and inmates [REDACTED] and [REDACTED]. Shortly after the disturbance began [REDACTED] can be seen on video inside of Dorm 4, A-Pod, providing a padlock to another inmate who is involved in the disturbance. [REDACTED] was willing to talk about the incident and discuss his involvement which he says was minimal.

When I asked [REDACTED] his opinion regarding what caused the disturbance to happen he said it was due to the way the staff mistreats inmates at the Kingman Complex. [REDACTED] said in his opinion officers used excessive force when inmate [REDACTED] was pepper sprayed by Officer Kemp. [REDACTED] said Officer Kemp was not threatened by [REDACTED] and he never should have been pepper sprayed. [REDACTED] said that another example of a problem is that the medical treatment is substandard and he himself has not received proper treatment when he was sick. [REDACTED] mentioned that Lt. King was aware of his problem with the Medical Unit. [REDACTED] describes the staff at the Hualapai as being uncaring and insensitive to the needs of inmates.

[REDACTED]: On 07/03/2015 I also interviewed inmate [REDACTED] regarding his involvement. [REDACTED] said that the reason for the disturbance in his opinion is the way the correctional officers at the Kingman Complex treat inmates. He said they are “dicks” referring to the correctional officers. [REDACTED] said he has been at Kingman Prison since 2008 and the staff has always been abusive toward inmates. He suggested that the staff believes that because they are not DOC they can act however they want.

#### Staff Interviews:

Based on comments made by inmates regarding how Officer Kemp’s actions may have possibly sparked the disturbance at Hualapai I conducted two interviews with supervisory staff at Cerbat Unit focusing on Officer Kemp’s previous performance.

Lt. James Morrish #680/Cerbat Unit: On 07/06/2015 I interviewed Lt. Morrish in his office at the Cerbat Unit. Lt. Morrish said he has worked with Officer Kemp for approximately one to one and a half years while both were assigned to the Cerbat Unit. Morrish described Kemp as being a “badge heavy” type of officer. Morrish never had any major trouble with Kemp until mid-year 2014. Morrish described an incident between Black and Hispanic inmates. In the incident there was tension related to a contraband cellular phone which was seized from a Hispanic inmate. The inmates all believed Officer Kemp had intentionally released information to Hispanic inmates regarding a Black inmate who alerted officers to the contraband cell phone. Kemp reportedly exposed the informant to the other race inmates which obviously caused tension between the Black and Hispanic inmates. It also caused trouble between the inmates and Officer Kemp who they believed was intentionally trying to stir up problems on the yard. Lt. Morrish said after this incident the warden would only allow Kemp to work outside perimeter patrol or a control room position until he was reassigned to the Hualapai Unit.

Sgt. Rein Dose #635/Cerbat Unit: On 07/06/2015 I interviewed Sgt. Dose in his office at the Cerbat Unit. Sgt. Dose has known Kemp since Kemp started working at the Kingman Complex. I asked Dose to describe how he felt about Kemp’s past performance. Dose said that Kemp liked to argue and was sometimes borderline insubordinate. Dose also told me about the incident in summer 2014 involving the cellular phone. Dose said after that incident Kemp was restricted from working the yard until his transfer to the Hualapai Unit. Dose was asked if he had any idea how other officers felt about Kemp. Dose said

he believed other officers did not like him because of his “super-cop attitude.” I told Dose that Kemp had been described by others as “badge-heavy” and asked if he would say the same thing and he said, “Yes.”

Officer Rain #1454/Hualapai Unit: Officer Rain told me he was present on 07/02/2015 at approximately 2022 hours when the incident between Officer Kemp and inmates [REDACTED] and [REDACTED] occurred. Rain said Kemp was already angry with these two inmates because of an earlier argument. Rain said the two inmates were in the horseshoe for about 10 minutes and were refusing to return to their pod. Rain heard Officer Kemp tell the two inmates to return to their pod but they ignored him. Officer Rain said he heard one of the inmates ([REDACTED]) say “What did you say to me?” and out of the corner of his eye Rain saw [REDACTED] step up to Kemp. [REDACTED] approached Kemp to about 3 feet and stopped which did not seem threatening to Rain. Officer Rain did not hear Kemp give any additional commands to [REDACTED]. Rain told me Officer Kemp just deployed his can of pepper spray at [REDACTED]. Rain said that Kemp emptied his entire can of pepper spray onto [REDACTED]. [REDACTED] was painted orange from the pepper spray and there was a fog of spray still in the air. Some of the spray got onto [REDACTED] and also onto Rain. Rain said he does not feel Kemp handled the situation correctly.

I asked Rain if he was sure Kemp emptied his entire can of pepper spray instead of just a short blast and he said he was sure. Rain said Kemp sprayed his pepper spray for at least 5 to 6 seconds. Rain said he is not sure if Kemp’s can of pepper spray was full when he started but he is sure it was empty once he finished spraying [REDACTED]. Rain said after Kemp emptied his can of pepper spray onto [REDACTED] he left the building leaving Rain there alone with [REDACTED] and [REDACTED] in the horseshoe area. Rain said he was able to cuff up [REDACTED] and get him out of the building. Rain was unable to get [REDACTED] into restraints because he was soaked in pepper spray. Rain described [REDACTED] as being “orange” from the pepper spray and slippery. Additionally, as Rain was attempting to gain compliance from [REDACTED] inmates inside of the pods began to break pod windows and throw things at him and other officers.

I asked Rain to tell me about his perception of the mood of inmates and staff prior to this incident. Rain told me the place was pretty “volatile.” Inmates were angry about different issues such as movies being cancelled. They were angry about being locked down all the time. The Muslim inmates were angry about problems with Ramadan services and not being released in time to eat. Rain said you could just “see the tension” on the yard and you knew the hostility was there by the demeanor of the inmates.

#### Closing

During my stay at the Kingman Complex I interacted with many staff members. In addition to formal interviews I was also involved in many informal conversations with staff. In these conversations it became clear to me that many of the Kingman Prison staff was not surprised by this disturbance. That feeling was also present in some of the formal interviews as previously indicated.